



CONFIDENTIAL BUSINESS INFORMATION

Redacted

From: Cantin, Diana [mailto:Diana.Cantin@chartisinsurance.com]
Sent: Tuesday, October 11, 2011 5:04 AM
To: Miller, Jeff
Cc: Litman, Maria
Subject: RE: Claim No. 182-115769: Notice of Claims by Kaiser Gypsum Company, Inc.

Good morning Mr. Miller,

I have copied Ms. Litman on your inquiries. I am not the adjuster assigned to this loss. Going forward, please approach Ms. Litman with any questions, information you have.

Sorry I could not be of any help,

Diana Cantin.

From: Miller, Jeff [mailto:Jeff.Miller@MillerNash.com]
Sent: Monday, October 10, 2011 6:42 PM
To: Cantin, Diana
Subject: Claim No. 182-115769: Notice of Claims by Kaiser Gypsum Company, Inc.

Ms. Cantin,

Your original email (below) acknowledged the December 21, 2010 notice letter that we sent to Lexington Insurance Company on behalf of Kaiser Gypsum Company, Inc (Kaiser Gypsum). We also sent separate notice letters (attached) on that same date to three other excess insurers that are represented by Chartis: ISOP, Landmark Insurance Company, and Granite State Insurance Company. We have not yet received acknowledgement of those notice letters. Can you please acknowledge the notices?

We also sent notice letters dated December 22, 2010 on behalf of Kaiser Cement Corporation (Kaiser Cement) to Lexington, ICSOP, Landmark, and Granite State. We have received acknowledgement of those notice letters by letter dated February 28, 2010 from Ms. Litman (attached). Kaiser Gypsum and Kaiser Cement are separate legal entities that owned and operated facilities at different locations on the Lower Duwamish Waterway and received separate Section 104(e) information requests from the EPA. The two entities have separately responded to EPA's information request and continue to incur separate and distinct defense costs. The claims tendered to the insurers by Kaiser Cement and Kaiser Gypsum are separate and distinct claims for coverage under the relevant policies.

Thank you for your help with this.

KG2005263

Jeff

Jeff Miller
MILLER NASH LLP

From: Cantin, Diana [mailto:Diana.Cantin@chartisinsurance.com]
Sent: Tuesday, January 11, 2011 9:43 AM
To: Hill, Steven F.
Subject: RE: CID- ack Letter.doc

It serves as an acknowledgement that we have received your notice. We create the first leading claim number and assign an adjuster. The adjuster will check the other policies noticed and then request additional claim numbers if needed. The adjuster assign to this loss is Maria Litman in the environmental Department. She can be reached at (201) 631-7294.

Hope this helps,
Diana Cantin.

From: Hill, Steven F. [mailto:Steve.Hill@MillerNash.com]
Sent: Tuesday, January 04, 2011 6:09 PM
To: Cantin, Diana
Subject: RE: CID- ack Letter.doc

Ms. Cantin,

Thank you for acknowledging receipt of the notice of claim we sent on behalf of Kaiser Cement Company related to the Lower Duwamish Superfund Site. I noted in your response that you refer to only one of the four Lexington Insurance Company policies we referenced in our letter dated December 21, 2010. Does your e-mail acknowledge receipt of the claim against only this one policy or does it serve as acknowledgement of the claims asserted against each of the four Lexington policies identified in our December 21, 2010 letter?

Thank you for clarifying this for me.

Steve

Steven F. Hill, P.C.
MILLER NASH LLP

500 East Broadway | Suite 400 | Vancouver, Washington 98660-3324
Office: 360-699-4771 | Fax: 360-694-6413
Steve.Hill@MillerNash.com | www.millernash.com
Please consider the environment before printing this e-mail.

CONFIDENTIALITY NOTICE: This e-mail message may contain confidential or privileged information. If you have received this message by mistake, please do not review, disclose, copy, or distribute the e-mail. Instead, please notify us immediately by replying to this message or telephoning us. Thank you.

IRS CIRCULAR 230 NOTICE: Unless specifically designated therein, any advice that may be expressed above (including in any attachments) as to tax matters was neither written nor intended by the sender or Miller

Nash LLP to be used and cannot be used by you or anyone else for (i) the purpose of avoiding tax penalties that may be imposed under the United States Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction, plan or arrangement. Each taxpayer should seek advice from their own independent tax adviser, based on the taxpayer's particular circumstances.

From: Cantin, Diana [mailto:Diana.Cantin@chartisinsurance.com]
Sent: Tuesday, January 04, 2011 10:58 AM
To: Hill, Steven F.
Subject: CID- ack Letter.doc

Kaiser Cement Corp.

Sent Via E-Mail: steve.hill@millernash.com

January 4, 2011

Mr. Steven Hill
Miller Nash Attorneys at Law
500 East Broadway
Suite 400
Vancouver, WA

Re: Insured: Kaiser Cement Corp.
Claimant: US-EPA
Site: Lower Duwamish Waterway Superfund Site
Seattle, WA
Policy: 5502895
Claim No.: 182-115769

Dear Mr. Hill:

Please be advised that Chartis Claims Inc. is the claims administrator handling claims arising under the above referenced insurance policy issued by Lexington Insurance Company, a member underwriting company of the Chartis Group. This letter will confirm receipt of your communication, dated December 21, 2010. Chartis Claims, Inc., will commence its investigation of this matter and will advise you of any need for additional information.

If you require, or wish to provide, any additional information, you may contact me at the address and telephone number indicated above. Please use the claim number in connection with all future communications with us.

Please be advised that all first notices of loss involving, environmental, pollution insurance, healthcare, excess workers' compensation, toxic tort claims should be reported using the email address, severityfnol@chartisinsurance.com or using the EZ link fax number, 866-260-0104. Regular mail can be sent to Chartis Claims, Inc., CID Department 101 Hudson Street, 31st Floor Jersey City, NJ 07302.

Very truly yours,

KG2005265

Diana Cantin
Segmentation Technician
Claims Intake and Assignment Department
P & C Severity Claims
Chartis Insurance
Tel: (201) 631-7156
Fax: (866)393-5280
Diana.cantin@chartisinsurance.com

KG2005266